

Attorney Docket No. 55,185 (41371)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Oliver T. Althoff, et al.

CONFIRMATION NO.: 2955

U.S.S.N.: 09/910,256

GROUP: 3621

FILED: July 20, 2001

EXAMINER: Abdi, K.

FOR: CHECKOUT SYSTEM FOR ON-LINE, CARD PRESENT EQUIVALENT
INTERCHANGESMS AF
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

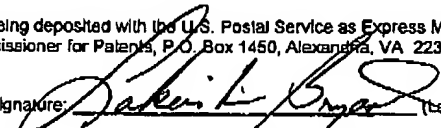
PETITION UNDER 37 C.F.R. §1.47

A Final Office Action was mailed by the United States Patent and Trademark Office on May 16, 2005. The Final Office Action provides that, a Declaration Under 27 CFR 1.131, which was filed in connection with a Response to Office Action, is ineffective and provides insufficient evidence of conception, reduction to practice and diligence. More specifically, signatures of the co-inventors are missing from the oath or declaration.

Two of the three inventors have executed the declaration filed herewith. However, the third inventor has not executed the declaration and refuses to do so.

This is a petition under 37 C.F.R. §1.47(a) to accept the declarations executed by the two inventors on behalf of themselves and the non-signing inventor in order to avoid prejudice to the Assignee.

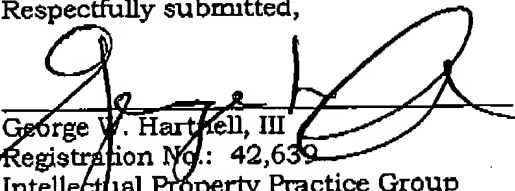
A check for the petition fee of \$130.00 is enclosed, as set forth in 37 C.F.R. §1.17(h).

Certificate of Express Mailing	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV711312895US , in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: November 2, 2005	Signature:  (Takeisha Bryant)

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Page 2

The pertinent facts establishing the failure of Michael J. Abbott to sign the declaration are set forth in the accompanying supporting Statement of Facts Regarding Inventor's Unwillingness to Sign Declaration Under 37 CFR § 1.131 (the "Statement"). Based on the facts set forth in the supporting statement, it has been concluded that Mr. Abbott has refused to sign the declaration and relief under 37 C.F.R. §1.47(a) is requested by the other inventors.

Respectfully submitted,



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Date: November 2, 2005
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